PATENT ATTORNEY DOCKET NO. 50013/002003

Certificate of Facsimile: Date of Facsimile Transmission: __June 4, 2002

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited via facsimile to Examiner Shin-Lin Chen at (703) 308-4242 on the date indicated above.

Roselynn D. Scarfo

Roselepun 1) Acarfo

Printed name of person faxing correspondence Signature of person faxing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Philip E. Branton et al.

Art Unit:

1632

Serial No.:

09/214,478

Examiner:

Shin-Lin Chen

Filed:

June 7, 1999

Customer No.:

21559

Title:

ADENOVIRUS E4 PROTEINS FOR INDUCING CELL DEATH

Assistant Commissioner for Patents Washington, D.C. 20231

REPLY TO ADVISORY ACTION

In reply to the Advisory Action mailed in the above-captioned case on March 5, 2002, and in response to the conditions for allowance discussed in the interview between the undersigned and Examiner Chen on June 4, 2002, Applicants submit the following amendments and remarks.

<u>AMENDMENTS</u>

Kindly cancel claims 84, 89, and 96, and amend claims to read as follows:

81. (Twice Amended) A method of inducing apoptosis of a cell, said method comprising (a) administering to said cell by intratumoral injection a nucleic acid encoding a polypeptide comprising the sequence of SEQ ID NO.: 4 and capable of inducing apoptosis, said nucleic acid operably linked to a heterologous regulatory